

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA**

Case No: 3:18-cr-00577-CRB

Case Name: USA v. Michael Richard LynchUSA v. Stephen Keith Chamberlain

**TRIAL SHEET, EXHIBIT and WITNESS LIST**

<b>JUDGE:</b> Charles R. Breyer	<b>PLAINTIFF ATTORNEY:</b> Adam Reeves, Kristina Green, Robert Leach, Zachary Abrahamson	<b>DEFENSE ATTORNEY:</b> Gary Lincenberg, Michael Landman, Ray Seilie (Chamberlain)  Christopher J. Morvillo Celeste Koeleveld Brian Heberlig Jonathan Baum Daniel Silver Michelle Levin (Lynch)
<b>TRIAL DATE:</b> May 16, 2024	<b>REPORTER(S):</b> Rhonda Aquilina Jennifer Coulthard	<b>CLERK:</b> Lashanda Scott

PLF NO.	DEF NO.	DATE/TIME OFFERED	ID	REC	DESCRIPTION	BY
		9:20 a.m.			Judge cried-in. Court Reporter -Rhonda Aquilina. Jurors not present. Motion to Strike Testimony of Steven Brice (ECF No. 490) – Denied.	
		9:21 a.m.			All jurors present. All parties present. Defense (Lynch) cross-examination of witness <b>Steven Brice</b>	
	17499		X		Exhibit 17499 page 57 marked (Demonstrative)	
	6420		X		Exhibit 6420 previously admitted	
	6482		X		Exhibit 6482 previously admitted	
	7812		X	X	Exhibit 7812 marked and admitted TIBCO Form 10-K 2012	
	1352		X		Exhibit 1352 previously admitted	
	17499		X		Exhibit 17499 page 26 (Demonstrative)	
	15879		X		Exhibit 15879 previously admitted	
	2013		X		Exhibit 2013 previously admitted	
		10:23 a.m.			Court in recess	
		10:49 a.m.			Court reconvened. All jurors present. All parties present. Defense (Lynch) cross-examination of witness Steven Brice	

	7775		X		Exhibit 7775 marked (Demonstrative)	
	6737		X		Exhibit 6737 pages 6, 7 & 8 marked	
	17499		X		Exhibit 17499 page 19 marked (Demonstrative)	
	6169		X		Exhibit 6169 previously admitted	
	16981		X		Exhibit 16981 previously admitted	
	6737		X		Exhibit 6737 page 8 marked (Demonstrative)	
		12:07 p.m. 12:09 p.m.			Jurors on break Court in recess	
		12:54 p.m.			Court reconvened. Court Reporter – Jennifer Coulthard. All jurors present. All parties present. Defense (Lynch) cross-examination of witness Steven Brice	
	17499		X		Exhibit 17499 pages 1, 71 and 72 marked (Demonstrative)	
		1:19 p.m.			Defense (Chamberlain) cross-examination of Steven Brice	
	17499		X		Exhibit 17499 page 59 marked (Demonstrative) Page 60 marked (Demonstrative)	
	9806		X		Exhibit 9806 previously admitted	
	17499		X		Exhibit 17499 page 56 marked (Demonstrative)	
	9871		X	X	Exhibit 9871 marked and admitted Email from J. Scott to J. Crumbacher re: RE: Morgan Equipment Ongoing Obligations	
	14741		X	X	Exhibit 14741 marked and admitted 2010 Q1 Q1-2272 Z Consolidation adjustments Q1 2010.xlsx	
	14761		X	X	Exhibit 14761 marked and admitted 2010 Q3 Q3-8130 Hardware Testing.xls	
	1183		X		Exhibit 1183 previously admitted	
	17499		X		Exhibit 17499 page 4 marked (Demonstrative)	
	14726		X	X	Exhibit 14726 marked and admitted 2009 Q4 8140b EMEA licence deals [higher than] \$1m Q1 2009.xls	
	44		X	X	Exhibit 44 marked and admitted Audit Confirm for Capax Discovery LLC as of 4/2/2009	
	2559		X		Exhibit 2559 previously admitted	
	17499		X		Exhibit 17499 page 4 marked (Demonstrative)	
	14796		X		Exhibit 14796 previously admitted	
	17499		X		Exhibit 17499 page 16 marked (Demonstrative)	
		2:29 p.m. 2:32 p.m.			Jurors on break. Discussion re trial schedule for the rest of the day. Court in recess.	
		2:48 p.m.			Court reconvened. Court Reporter – Jennifer Coulthard. Defense (Chamberlain) cross-examination of witness Steven Brice	

	11646		X		Exhibit 11646 page 28 marked (Demonstrative)	
	420		X		Exhibit 420 previously admitted	
	535		X		Exhibit 535 page 4 previously admitted	
	2791		X		Exhibit 2791 previously admitted	
	1947		X		Exhibit 1947 previously admitted	
	17499		X		Exhibit 17499 page 4, 26 marked (Demonstrative)	
	9873		X	X	Exhibit 9873 marked and admitted Hewlett Packard 276480.pdf	
		3:08 p.m.			Government re-direct of witness Steven Brice	
17499			X		Exhibit 17499 page 58 marked (Demonstrative)	
230			X		Exhibit 230 previously admitted	
17499			X		Exhibit 17499 page 29, 37, 53 marked (Demonstrative)	
16669			X		Exhibit 16669 previously admitted	
6420			X		Exhibit 6420 previously admitted	
7812			X		Exhibit 7812 previously admitted	
17499			X		Exhibit 17499 page 19, 59 marked (Demonstrative)	
401			X		Exhibit 401 previously admitted	
16981			X		Exhibit 16981 previously admitted	
17499			X		Exhibit 17499 page 1 marked (Demonstrative)	
		3:43 p.m.			Defense (Lynch) re-cross examination of witness Steven Brice	
	9110		X	X	Exhibit 9110 marked and admitted	
	9108d		X	X	Exhibit 9108d marked and admitted	
		3:49 p.m.  3:53 p.m.			Witness excused. Court addressed the jurors re the trial schedule. Jurors excused until May 20, 2024 at 9:15 a.m. Discussion re: Motion to Exclude Chamberlain's Handwritten Notebooks Through Case Agent (ECF No. 480). The Court GRANTED Chamberlain's Motion to Exclude Chamberlain's Handwritten Notebooks Through Case Agent (dkt. 480). The Court DENIED Lynch's Motion and Renewed Motion to Exclude Improper Summary Witness Testimony, subject to the Government modifying its summaries as described on the record (dks. 487, 489).	
		4:32 p.m.			Court adjourned until May 20, 2024 at 9:15 a.m.	